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# DEPARTMENT OF DEFENSE INTELLIGENCE INFORMATION REPORT

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This report contains unprocessed information. Plans and/or policies should not be evolved or modified solely on the basis of this report.

1. COUNTRY: MALAYSIA/THAILAND
2. SUBJECT: (U) Thai/Malay Border Agreement
3. ISC NUMBER:
4. DATE OF INFORMATION: 16 March 1970
5. PLACE AND DATE OF ACQ: Kuala Lumpur 24 September 1970
6. EVALUATION: SOURCE B INFORMATION 2
7. SOURCE:
8. REPORT NUMBER:
9. DATE OF REPORT: 25 September 1970
10. NO. OF PAGES: 1
11. REFERENCES: DIRM 1A4b, 1B5, 1C4.
12. ORIGINATOR:
13. PREPARED BY: Colonel, GS
14. APPROVING AUTHORITY: U.S. Defense Attache

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OCT 1970 RECD C

15. SUMMARY: (C) The attached copy of the March 1970 Thai/Malay Border Agreement was obtained from SOURCE on 24 September 1970. It contains nothing considered significant which had not been reported by

This report assigned the caveat NO FOREIGN DISSEM to preclude GOM/MINDEF from becoming aware that the

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20185 MF
20100 TH
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16. DISTRIBUTION BY ORIGINATOR:
CINCPAC, 1 cy, w/1 Encl
cy, w/1 Encl

17. DOWNGRADING DATA:
GROUP-3
DOWNGRADED AT 12-YEAR INTERVALS; NOT AUTOMATICALLY DECLASSIFIED

~~GROUP 3~~
~~DOWNGRADED AT 12 YEAR INTERVALS; NOT AUTOMATICALLY DECLASSIFIED.~~

18. ATTACHMENT DATA:
1 Encl
1. (S/NFD) Thai/Malay Border Agreement, 1 cy, 10 pgs

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PAGE 1 OF 2 PAGES

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USDAO KL S-319-70(U)

DD FORM 1 SEP 62 1396
U.S. GOVERNMENT PRINTING OFFICE : 1963 OF—715-217

REPLACES DA FORM 1048, 1 AUG 60, OPNAV FORM 3820 (Rev 10-61), AF FORM 112, JUL 61, WHICH MAY BE USED UNTIL 1 JAN 63.

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AGREEMENT
BETWEEN
THE GOVERNMENT OF THAILAND
AND
THE GOVERNMENT OF MALAYSIA
ON BORDER CO-OPERATION

The Government of Thailand and the Government of Malaysia,

Having reviewed the Agreement between the Government of Thailand and the Government of Malaysia on Border Co-Operation signed on 13th March 1965 and having noted that substantial amendments are necessary in order to accommodate changing situation and circumstances;

Desirous of revising the said Agreement with a view to countering the threat posed by the Communist Terrorists and their expanding activities along the Thai and Malaysian border and to strengthening the existing friendly ties between the two countries, and in order to give full and practical effect to the maintenance of peace and security along the Thai and Malaysian border;

Have agreed as follows :

ARTICLE I

1. There shall be a "General Border Committee" consisting of such Joint-Chairmen and not more than ten such other members as specified in Annex 1 to this Agreement.

2. The terms of reference of the General Border Committee shall be as follows :

"To meet and confer on measures which might be adopted with a view to eliminating Communist Terrorists' activities along the Thai and Malaysian border, to issue policy and directives, or to approve recommendations submitted by the Regional Border Committee and in specific cases to appoint an ad hoc committee to deal with any particular problem."

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3. In the exercise of its functions under paragraph 2 above, the General Border Committee may from time to time decide :-

a. on procedural matters to be adopted by the Regional Border Committee;

b. on the delegation of its authority to members of the Regional Border Committee in relation to any joint operations;

c. on the terms of reference of any ad hoc committee appointed by it; and

d. on the composition of the members of the Regional Border Committee, when referred by its Joint-Chairmen.

4. The General Border Committee shall hold its meeting at least twice a year alternately in Thailand and Malaysia at places to be agreed upon by the Joint-Chairmen.

5. There may be direct communication by telegram or letter between the Joint-Chairmen of the General Border Committee and such communication shall normally be passed through diplomatic channels.

ARTICLE II

1. There shall be a "Regional Border Committee" consisting of such Co-Chairmen and members as specified in Annex 2 to this Agreement.

2. The terms of reference of the Regional Border Committee shall be as follows :

"To execute operational policy and directives given or approved by the General Border Committee against Communist Terrorists along the Thai and Malaysian border, and to be responsible for the proper co-ordination of all combined intelligence efforts relating to Communist activities along the border."



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ARTICLE III

1. For the purpose of ensuring more efficient suppression of Communist Terrorists along the Thai and Malaysian border, the Parties to this Agreement agree that Security Forces actions across the border of either country shall be allowed under the following conditions :

a. Combined Operations - Assigned Security Forces of both countries shall be allowed to be deployed on either side of the Thai and Malaysian border as indicated in the combined operations plan;

b. Co-ordinated Operations - The Security Forces of either country shall be allowed to cross into the territory of the other country to a distance of not more than five miles and for an initial period of seventy-two hours ;

c. Hot Pursuit - The Security Forces of either country shall be allowed to cross into the territory of the other country to a distance of not more than five miles and for an initial period of seventy-two hours :

Provided that -

i. the Co-Chairman of the Regional Border Committee of either country shall be notified as expeditiously as possible; and

ii. where possible the pursuing troops or those deployed across the border of either country shall be accompanied by a liaison official of the other country.

In any hot pursuit operations, Military and Police vehicles may be used;

d. Escort, patrol and convoy may be permitted, whenever necessary, into the area as specified above in sub-paragraphs a, b and c of Article III.



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2. The approval for the extension of the period or the distance of operations shall be obtained from the Co-Chairmen of the Regional Border Committee before the expiry of such period or before exceeding the distance limit.

3. In clarifying the terms of this Agreement:-

"Hot Pursuit" shall include immediate follow-up or cut-off operations mounted across the Thai and Malaysian border;

"Military and Police vehicles" shall include aircraft and armoured scout cars;

"Security Forces" shall include military personnel, Border Patrol Police, Police Field Forces, any other Police and para-Military personnel.

ARTICLE IV

1. There shall be a "Combined Task Force Headquarters", on each side of the border, responsible for the detailed conduct of operations against Communist Terrorists along the Thai and Malaysian border and appropriate number of staff members shall be made available to the Headquarters to carry out its functions.

2. The chain of Command for combined operations as specified in Annex 3 shall be as follows:

a. When the combined operations are mounted in Thailand, the Thai 5th Regimental Combat Team Commander shall be the Commander of the Combined Task Force; and

b. when the combined operations are mounted in Malaysia, the designated Malaysian Brigade Commander shall be the Commander of the Combined Task Force.



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ARTICLE V

No combined operations shall normally be carried out within the perimeter limits of any municipal/sanitary area on the Thai side of the border or any town/local council area within Malaysian territory without the prior consent of the respective Co-Chairman of the Regional Border Committee.

ARTICLE VI

All operations carried out shall be in accordance with the laws and the regulations of the respective countries and in conformity with International Law.

ARTICLE VII

1. This Agreement may, on the recommendation of the General Border Committee, be amended by mutual agreement of the Government of Thailand and the Government of Malaysia.

2. The Annexes to this Agreement may be amended by mutual consent of the Joint-Chairmen of the General Border Committee through an exchange of letters.

ARTICLE VIII

1. This Agreement shall come into force on the day of its signature by the duly authorised representatives of the Government of Thailand and the Government of Malaysia, and on its coming into force, the previous Agreement referred to in the preamble thereof signed on 18th March, 1965 shall cease to have effect.

2. This Agreement may be terminated at the expiry of three months after a written notice to that effect has been forwarded by either Government to the other.



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